

**TOWN OF FLORENCE
REGULAR MEETING AGENDA**

Mayor Tara Walter
Vice-Mayor Michelle Cordes
Councilmember John Anderson
Councilmember Kristen Rodriguez
Councilmember Judy Hughes
Councilmember Arthur Neal
Councilmember Johnie Mendoza



Florence Town Hall
775 N. Main Street
Florence, AZ 85132
(520) 868-7500
www.florenceaz.gov
Meet 1st and 3rd Mondays

Tuesday, February 22, 2022

6:00 PM

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the Town of Florence Council and to the general public that a Regular Meeting of the Florence Town Council will be held on Tuesday, February 22, 2022 at 6:00 p.m., in the Florence Town Council Chambers, located at 775 N. Main Street, Florence, Arizona.

SPECIAL NOTICE REGARDING PUBLIC MEETINGS

Due to the risks to public health caused by the possible spread of the COVID-19 virus at public gatherings, the Town of Florence has authorized attendance through technological means. In reliance on, and in compliance with, the March 13, 2020, Opinion issued by Attorney General Mark Brnovich, and in conjunction with the Emergency Proclamation signed by Mayor Tara Walter, on March 18, 2020, the Town of Florence provides this special advance notice of the technological means through which public meetings may be accessed. Public wishing to provide comment at the meeting should contact the Town Clerk by 5:00 p.m. the day of the meeting.

To attend the meeting noticed a member of the public may appear in person or by technological means listed below:

1. *Watch Live:*

YouTube Live
FlorenceAZ.gov/tv

Locally on Cox TV Channel 11

2. *Join virtually using the link below:*

[Join via ZOOM](#)

3. *To call in and listen, please dial:*

Telephone: (346) 248 7799 or (669) 900 6833

Webinar ID: 862 6044 5588

Passcode: 876602

If any member of the public has difficulty connecting to the meeting, they are invited to contact the Town of Florence Information Technology Helpdesk at (520) 868-7543.

The agenda for this meeting is as follows:

1. CALL TO ORDER

**2. ROLL CALL: Tara Walter, Michelle Cordes, John Anderson, Kristen Rodriguez,
Judy Hughes, Arthur Neal, Johnie Mendoza**

3. MOMENT OF SILENCE

4. PLEDGE OF ALLEGIANCE

5. CALL TO THE PUBLIC

Call to the Public for public comment on issues within the jurisdiction of the Town Council. Council rules limit public comment to three minutes. Individual Councilmembers may respond to criticism made by those commenting, may ask staff to review a matter raised or may ask that a matter be put on a future agenda. However, members of the Council shall not discuss or take action on any matter during an open call to the public unless the matters are properly noticed for discussion and legal action.

6. PRESENTATIONS

- a. Recognizing Chris Salas as the Outstanding Employee Recognition Program Award recipient for March 2022 for his outstanding contributions to our organization. (Mayor Walter)
- b. Legislative Agenda presentation for 2022. (Jeff Graves)

7. CONSENT: All items on the consent agenda will be handled by a single vote as part of the consent agenda unless a Councilmember or a member of the public objects at the time the agenda item is called.

- a. Approval of operating transfers in the amount of \$745,929.14. (Rebecca Jimenez)
- b. Authorize Fleet staff to place an order for vehicles budgeted for Fiscal Year 2022-2023. (Rebecca Jimenez)
- c. Adoption of Resolution 1814-22 authorizing the Town to submit a Governor's Office of Highway Safety grant application for safety equipment for the Fire Department, in the amount of \$45,000. (James Walter)

- d. Request approval for the Interim Town Manager to execute the 2021 Leary Firefighters Foundation Grant Agreement. (James Walter)
- e. Adoption of Resolution No. 1813-22 authorizing the Town to participate in the Governor's Office of Highway Safety Grant process for monies to help enforce speeding, reckless driving and to detect and deter impaired driving in the amount of \$32,000. (Bruce Walls)
- f. Approval of the Memorandum of Understanding with Central Arizona College to provide High School Equivalency classes through the Town of Florence Community Library. (Gloria Moreno)
- g. Authorization to enter into a Professional Services Agreement with Ripple Industries, LLC to provide an assessment of the Town's water production and sewer treatment sites as to the replacement and upgrading of the Supervisory Control and Data Acquisition systems for the Utilities Department in an amount not to exceed \$79,615. (Chris Salas)
- h. Approval of the January 3 and January 5, 2022, Town Council Meeting minutes. (Lisa Garcia)

8. UNFINISHED BUSINESS

- a. Resolution No. 1808-22: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, DECLARING AS A PUBLIC RECORD CERTAIN TECHNICAL CODE DOCUMENTS FILED WITH THE TOWN CLERK AND ENTITLED "2018 INTERNATIONAL BUILDING CODE", "2018 INTERNATIONAL EXISTING BUILDING CODE", "2018 INTERNATIONAL FIRE CODE", "2018 INTERNATIONAL FUEL GAS CODE", "2018 INTERNATIONAL MECHANICAL CODE", "2018 INTERNATIONAL PLUMBING CODE", "2018 INTERNATIONAL PROPERTY MAINTENANCE CODE", "2018 INTERNATIONAL RESIDENTIAL CODE", , "2018 INTERNATIONAL SWIMMING POOL AND SPA CODE", "2018 INTERNATIONAL ENERGY CONSERVATION CODE" "2017 NATIONAL ELECTRIC CODE", AND THE "2009 ACCESSIBLE AND USABLE BUILDINGS & FACILITIES CODE". (Keith Eaton)
- b. Ordinance No. 711-22: Second Reading and Discussion/Approval/Disapproval of AN ORDINANCE OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, ADOPTING THE FOLLOWING PUBLICATIONS WITH APPENDICES AND TOWN OF FLORENCE AMENDMENTS, AS LISTED HEREIN, ARE ADOPTED BY REFERENCE; REGULATING AND GOVERNING THE CONDITIONS AND MAINTENANCE OF ALL PROPERTY, BUILDINGS AND STRUCTURES; BY PROVIDING THE STANDARDS FOR SUPPLIED UTILITIES AND FACILITIES AND OTHER PHYSICAL THINGS AND CONDITIONS ESSENTIAL TO ENSURE THAT STRUCTURES ARE SAFE, SANITARY AND FIT FOR OCCUPATION AND USE; AND CONDEMNATION OF BUILDINGS AND STRUCTURES UNFIT FOR HUMAN OCCUPANCY AND USE AND DEMOLITION OF SUCH STRUCTURES IN THE TOWN OF FLORENCE, ARIZONA; PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREFOR; REPEALING SECTION 150.300 OF THE TOWN OF FLORENCE CODE OF ORDINANCES AND ALL OTHER ORDINANCES OR PARTS OF LAWS IN CONFLICT THEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE OF APRIL 1, 2022. (Keith Eaton)

- c. Ordinance No. 712-212: Second Reading and Discussion/Approval/Disapproval of AN ORDINANCE OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, BY AMENDING TITLE V. UTILITIES, SECTION 50 WATER BY AMENDING §50.026; STRIKING SECTION 50.052 AND RESERVING THIS SECTION'S FUTURE USE; AND AMENDING SECTIONS §50.122, §50.129, 50.145, AND §50.151. (Rebecca Jimenez)

9. NEW BUSINESS

- a. Discussion/Approval/Disapproval of the Florence Aero Modelers Bohn Field Chip Seal Project request for funding assistance in an amount not to exceed \$8,179.92. (Alison Feliz)
- b. Discussion/Approval/Disapproval of staff publishing a notice of intent to increase Sanitation Rates and Fees.
- c. Discussion/Approval/Disapproval to enter into a contract with Cactus Asphalt using the cooperative contract through Pinal County JOC Contract #173923 Asphalt Maintenance and Repair Services which includes the application of Chip Seal Binder: Polymer Modified Asphalt Rubber and Fog Seal binder for pavement preservation treatment in an amount not to exceed \$625,579.66. (Chris Salas)
- d. Discussion/Approval/Disapproval of the following board and commission appointments: (Lisa Garcia)
 - 1. Appoint Tabitha Macfie to the Community Services Advisory Board with a term to expire December 31, 2023.
 - 2. Appoint Hunter Macfie to the Community Services Advisory Board as the Youth Liaison with a term to expire December 31, 2025.
 - 3. Appoint Joseph Bracco to the Community Services Advisory Board as an alternate with a term to expire December 31, 2025.
 - 4. Appoint Gordon J. Leaman Jr. to the Planning and Zoning as an alternate with a term to expire December 31, 2025.

10. CALL TO THE PUBLIC

11. CALL TO THE COUNCIL – CURRENT EVENTS ONLY

12. MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 1

a. CALL TO ORDER

- b. **ROLL CALL:** Tara Walter, Michelle Cordes, John Anderson, Kristen Rodriguez, Judy Hughes, Arthur Neal, Johnie Mendoza

13. ADJOURNMENT TO A JOINT EXECUTIVE SESSION WITH MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 1, AND THE MAYOR AND COUNCIL OF THE TOWN OF FLORENCE.

For the purposes of discussions or consultations with designated representatives of the public body and/or legal counsel pursuant to A.R.S. Sections 38-431.03 (A)(3), (A)(4) and (A)(7) to consider its position and instruct its representatives and/or attorneys regarding:

- a. CV2019-012347; WHM Merrill Ranch Investments, LLC, a Delaware limited liability company; Merrill Ranch Owner's Agent, LLC, an Arizona limited liability company; Roadrunner Resorts, LLC, an Arizona limited liability company, CMR/Casa Grande, LLC, an Arizona limited liability company, Plaintiffs, vs. Merrill Ranch Community Facilities District No. 1, Defendant.

14. ADJOURNMENT FROM MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 1 EXECUTIVE SESSION.

15. ADJOURN TO EXECUTIVE SESSION

For the purposes of discussions or consultations with designated representatives of the public body and/or legal counsel pursuant to A.R.S. Sections 38-431.03 (A)(3), (A)(4), and (A)(7) to consider its position and instruct its representatives and/or attorneys regarding:

- a. Possible discussions with government agencies and private entities involving the purchase, sale or lease of real property and other property related to the Town of Florence's water and wastewater systems, including upgrades, expansions, contracts.
- b. For the purposes of discussions or consultations with designated representatives of the public body and/or legal counsel pursuant to A.R.S. Sections 38-431.03 (A)(1) to discuss the Interim Responsibilities of the Deputy Town Manager/Town Clerk and provide direction on responsibilities.

16. ADJOURN FROM EXECUTIVE SESSION

17. ADJOURNMENT

Council may go into Executive Session at any time during the meeting for the purpose of obtaining legal advice from the Town's Attorney(s) on any of the agenda items pursuant to A.R.S. § 38-431.03(A)(3). **One or more members of Council may appear for part or all of the meeting, including Executive Session, telephonically.**

POSTED ON FEBRUARY 16, 2022, BY LISA GARCIA, TOWN CLERK, AT 775 NORTH MAIN STREET, FLORENCE, ARIZONA, AND AT WWW.FLORENCEAZ.GOV.

*****PURSUANT TO TITLE II OF THE AMERICANS WITH DISABILITIES ACT (ADA), THE TOWN OF FLORENCE DOES NOT DISCRIMINATE ON THE BASIS OF DISABILITY REGARDING ADMISSION TO**

PUBLIC MEETINGS. PERSONS WITH A DISABILITY MAY REQUEST REASONABLE ACCOMMODATIONS BY CONTACTING THE TOWN OF FLORENCE ADA COORDINATOR, AT (520) 868-7574 OR 711 TDD. REQUESTS SHOULD BE MADE AS EARLY AS POSSIBLE TO ALLOW TIME TO ARRANGE THE ACCOMMODATION. ***